

IT E M NO.2 7

COUR T NO.9

S E C T I O N IX

S U P R E M E

C O U R T O F I N D I A

R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).2 2 1 7 8 / 2 0 0 7

(From the judgement and order dated 30 / 0 8 / 2 0 0 7 in CA No. 2 0 1 1 / 2 0 0 7 in AA No. 24 0 / 2 0 0 7 &amp; of The HIGH COUR T OF BOM B A Y AT NAG PU R)

STAT E OF MAHA R A S H T R A

Petitioner(s)

V E R S U S

KHA R E & TAR K U N D E INF R A S T R U C T U R E P. L T D .  
(s)

Respondent

(With appln(s) for permission to place addl. documents on record and with prayer for interim relief )

Date: 1 0 / 1 2 / 2 0 0 7 This Petition was called on for hearing today.

CORAM :

HON' B L E MR. JUS T I C E A.K. MATHU R

HON' B L E MR. JUS T I C E MAR K A N D E Y KAT J U

For Petitioner(s)

Mr. Shekha r Naphade, Sr. Adv.  
Mr. S.S. Shinde, Adv.  
Mr. Arun Pednek a r, Adv.  
Ms. Asha Gopalan Nair, Adv.

For Respondent(s)

Mr. Harish N. Salve, Sr. Adv.  
Mr. Shyam Dewan, Sr. adv.  
Mr. J. P. Pendse, Adv.  
Ms. Ruby Singh Ahuja, Adv.  
Ms. Meenaks hi Grover, Adv.  
Ms. Prachi Goel, Adv.  
Mr. R.N. Ka ra nj a w ala, Adv.  
Mrs Manik Kara nja w a la, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

This special leave petition is directed against the interlocutory o  
rder

passed by the Division Bench of the High Court of Judicature at Bombay, Nagpur

Bench. By the impugned order the High Court has only directed the petition  
er

herein to deposit in Court 50% of the total amount awarded and the respondent

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has been granted liberty to withdraw the said amount by giving bank guarantee of any nationalized bank.

We are not inclined to interfere with the impugned order because by the impugned order the interest of the State has been fully secured. Since the appeal is pending before the High Court, no useful purpose will be served by entertaining

this petition. Accordingly, the special leave petition is dismissed. However, the time granted to the petitioner- State to deposit the amount is extended by four weeks from today.

(Ajay Kr. Jain)  
Court Master

(Vijay Dhawan)  
Court Master